1   CHRISTOPHER G. COSTIN (Bar No. 70501)
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2   BEYERS | COSTIN
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3   Post Office Box 878
     Santa Rosa, California 95402-0878
4   Telephone: (707) 547-2000
     Facsimile: (707) 526-3672
5
     Attorneys for Plaintiff Antonio Hernandez
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7   UNITED STATES DISTRICT COURT

8   NORTHERN DISTRICT OF CALIFORNIA

9
     ANTONIO HERNANDEZ,   CASE NO. C-09-03658 CRB
10
                    Plaintiff,
11   STIPULATION EXTENDING TIME TO
     vs.   RESPOND TO FIRST AMENDED
12   COMPLAINT; [PROPOSED] ORDER
     SUTTER WEST CAPITAL MORTGAGE,
13   INC., et al.,

14   Defendants.

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16   Plaintiff Antonio Hernandez ("Plaintiff") and Defendants JP Morgan Chase Bank, NA, Chase

17   Home Finance, LLC, American Mortgage Network, Residential Mortgage Capital dba First Security

18   Loan, Miguel Angel Lopez-Sotelo, James John Chapman and RBS Financial Products, Inc.

19   ("Defendants"), hereby stipulate and agree, by and through their undersigned counsel of record, as

20   follows:

21   WHEREAS, on February 23, 2010, Plaintiff filed a First Amended Complaint this action;

22   WHEREAS, under the Federal Rules of Civil Procedure, Defendants would be required to

23   answer or otherwise respond to the First Amended Complaint no later than March 15, 2010 ("Pleading

24   Deadline");

25   WHEREAS, the parties were directed to participate in a Settlement Conference before

26   Magistrate Judge Bernard Zimmerman on March 11, 2010, two days prior to the Pleading Deadline;

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STIPULATION EXTENDING TIME TO RESPOND TO FIRSTAMENDED COMPLAINT
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1   WHEREAS, Defendants requested, and Plaintiff agreed to, an extension of the Pleading

2 Deadline to focus their efforts and resources on a potential compromise and settlement of the matter,

3 rather than continuing litigation;

4   NOW, THEREFORE, Plaintiff and Defendants stipulate and agree that the deadline for

5 Defendants to file their responsive pleadings in this action shall be extended by fifteen (15) days.

6 Defendants shall file their answers or other responses to Plaintiff's First Amended Complaint no later

7 than March 30, 2010.

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9   **IT IS SO STIPULATED.**

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12 DATED: March 15, 2010   BEYERS | COSTIN

13
                                             /s/ Suzanne K. Babb
14   By:_____
                                             SUZANNE K. BABB
15   Attorneys for Plaintiff
                                             Antonio Hernandez
16

17

18 DATED: March ___, 2010   SCHEER LAW GROUP, LLP

19
                                             /s/ Jonathan Seigel
20   By:_____
                                             JONATHAN SEIGEL
21   Attorneys for Defendants
                                             Residential Mortgage Capital dba First Security
22   Loan, Miguel Angel Lopez-Sotelo and
                                             James John Chapman
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                                          2

1   DATED: March 15, 2010   KENNY, SNOWDEN & NORINE

2

3   By: _____
                                                 JONZ NORINE
4   Attorneys for Defendant
                                                 American Mortgage Network
5

6

7   DATED: March ___, 2010   ADORNO, YOSS, ALVARADO & SMITH

8

9   By: _____
                                                 CHRISTOPHER YOO
10   Attorneys for Defendants
                                                 JP Morgan Chase Bank, NA and
11   Chase Home Finance, LLC

12

13 DATED: March ___, 2010   BUCKLEY SANDLER LLP

14

15   By: _____
                                                 BENJAMIN B. KLUBES
16   Attorneys for Defendant
                                                 RBS Financial Products, Inc.
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STIPULATION EXTENDING TIME TO RESPOND TO FIRST AMENDED COMPLAINT
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1 DATED: March ___, 2010   KENNY, SNOWDEN & NORINE

2

3   By:_____
                                                 JONZ NORINE
4   Attorneys for Defendant
                                                 American Mortgage Network
5

6

7 DATED: March ___, 2010   ADORNO, YOSS, ALVARADO & SMITH

8

9   By:_____
                                                 CHRISTOPHER YOO
10   Attorneys for Defendants
                                                 JP Morgan Chase Bank, NA and
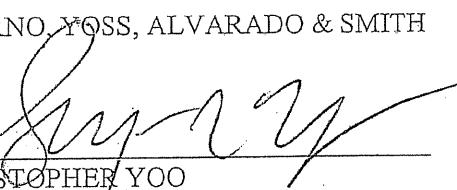11   Chase Home Finance, LLC

12

13 DATED: March ___, 2010   BUCKLEY SANDLER LLP

14

15   By:_____
16   BENJAMIN B. KLUBES
                                                 Attorneys for Defendant
17   RBS Financial Products, Inc.

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STIPULATION EXTENDING TIME TO RESPOND TO FIRSTAMENDED COMPLAINT
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1   DATED: March ___, 2010   KENNY, SNOWDEN & NORINE

2

3   By:_____
                                             JONZ NORINE
4   Attorneys for Defendant
                                             American Mortgage Network
5

6

7   DATED: March ___, 2010   ADORNO, YOSS, ALVARADO & SMITH

8

9   By:_____
                                             CHRISTOPHER YOO
10   Attorneys for Defendants
                                             JP Morgan Chase Bank, NA and
11   Chase Home Finance, LLC

12

13   DATED: March ___, 2010   BUCKLEY SANDLER LLP

14

15   /s/ Benjamin B. Klubes
                                          By:_____
16   BENJAMIN B. KLUBES
                                             Attorneys for Defendant
17   RBS Financial Products, Inc.

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STIPULATION EXTENDING TIME TO RESPOND TO FIRST AMENDED COMPLAINT
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~~[PROPOSED]~~ ORDER

The above stipulation is hereby made an order of the Court.

Dated: __March 23, 2010__

HON. CHARLES R. BREYER

IT IS SO ORDERED

Judge Charles R. Breyer

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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STIPULATION EXTENDING TIME TO RESPOND TO FIRSTAMENDED COMPLAINT
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